CLASSIFICATION OFFICE DECISION

Title of publication: 20191207_165239

Other known title(s): Not stated

OFLC ref: 2000042.004

Medium: Video File

Creator: Not stated

Country of origin: United Kingdom

Language: English

Applicant: Comptroller of Customs

Classification: Objectionable.

Excisions: No excisions recommended

Descriptive note: None

Display conditions: None

Date of entry in Register: 09 April 2020

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 09 April 2020

	Components	Running time
Timed component(s):	20191207_165239	2:12
Total running time:		2:12

Summary of reasons for decision:

The video file depicts a man filming a partially nude and highly intoxicated teenage girl while touching her in an overtly sexual manner and clearly expressing his sexual intentions toward her. It is deemed objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 because it promotes and supports the exploitation of young people for sexual purposes. It is a record of the girl's exploitation and has been made by and for the sexual gratification of the man involved. The first person perspective means that it would strongly appeal to those who have a sexual interest in teenage girls and as a video file it can be shared widely among like-minded individuals. The video presents young persons as compliant and available for adult sexual exploitation and abuse. The continued availability of such material encourages and reinforces a sexual interest in young people and

perpetuates the sexual exploitation of the girl involved. Even if the video were not deemed to be objectionable under s3(2)(a) of the FVPC Act it would still be classified as objectionable under s3(3)(d) of that Act because of the degree to which and the manner in which it promotes and encourages the crime of sexual violation. The Classification Office has considered the effects of the New Zealand Bill of Rights Act 1990 on the application of the classification criteria. The classification of this publication interferes with the right to freedom of expression, but this is an outcome that is consistent with Parliament's intention that publications that promote and support the exploitation of young people for sexual purposes be deemed objectionable and reflects the concern of New Zealand society to protect young persons from sexual exploitation.